

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 148 of 2020

Date

Order with signature of Judge

For hearing of main petition.

26.08.2020

Mrs. Shahida Jatoi, advocate for petitioner.

Through the instant petition, petitioner Muhammad Tayyab Khaliq Sarwana has prayed for the grant of Letter of Administration in respect of immoveable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 23, which was left by his deceased mother, namely, Sardar Begum widow Abdul Khaliq Sarwana, who allegedly died on 17.06.2013 at Karachi, leaving behind (1) Muhammad Tayyab Khaliq Sarwana (son/petitioner), (2) Sadia Mujeeb (daughter) and (3) Aliya Rehman as her legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 15, 21 and 27 to 45.

Legal heirs No. 2 & 3 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Abdul Rehman Aizaz s/o. Shaikh Muhammad Saeed Akhtar and Mujeeb Ahmed s/o. Nawab Ahmed have also filed their respective affidavits and affirmed that there is no other legal heir of the deceased except mentioned above. Their affidavits are also available on record.

Notice of this petition was published in Daily "Jang" Karachi dated 18.03.2020; however, none has filed any objection to the grant of Letter of Administration to petitioner, as per the report submitted by the Deputy Registrar (OS) on 13.08.2020.

Today petitioner and legal heirs No. 2 & 3 as well as above named witnesses are present. They affirm the contents of memo of petition as well as their affidavits and also verify their signatures made thereon.

Since all the legal formalities/requirements have been fulfilled, there is no impediment in grant of Letter of Administration to petitioner, therefore, the petition is allowed. The office is directed to issue Letter of Administration in respect of immovable property/asset shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai